P.R. No. 3922/06
Presented by Shri P Shrivastava
dated 25/7/06

(4)
(2) SINGLE BENCH

100/-

IN THE HIGH COURT OF JUDICATURE AT BILASPUR CHHATTISGARH

WRIT PETITION (S) NO. 3863 /2006

Smt. Fulkunwar Gabel,
W/o-Shri Mohan Singh Gabel,
Aged about 34 years,
Presently working as Assistant Nurse Made (A.N.M.),
Village – Pota, Division- Malkharaouda,
Distt. Janjgir -Champa,
Chhattisgarh. **PETITIONER**

VERSUS

State of Chhattisgarh,
Through- Secretary,
Deptt. of Health & Family Welfare,
D.K.S. Bhawan, Mantralaya,
Raipur, Chhattisgarh. **RESPONDENTS**

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT IN THE NATURE OF MANDAMUS, CERTIORARI ETC.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.No. 3866 सन् 2006

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	7.8.2006:- Shri Pankaj Shrivastava, counsel for the petitioner. Smt. Anju Ahuja, Deputy Govt. Advocate for the State, on advance copy. Heard. By the instant petition, the petitioner has challenged her transfer order dated 26th June 2006, Annexure-P/1, whereby she has been transferred from Malkharoda, District Janjgir to Jashpur. The main grievance of the petitioner is that in her transfer order it is not mentioned as to whether she has been transferred on administrative ground. Learned counsel for the petitioner submitted that in Malkharoda she is the only A.N.M. and after her transfer, villagers have made several representations to the Minister of the Department mentioning therein that after transfer of the petitioner there will not be any A.N.M. and that is pending consideration. In the circumstances, learned counsel for the petitioner submitted that the petitioner may be allowed to make a representation to the respondent and he be directed to decide the same, to which learned counsel for respondent has no objection. Having heard learned counsel for the parties, having regard to the facts and circumstances of the case and without expressing any opinion on the merit of the case, the prayer made by learned counsel for the petitioner is just, fair and reasonable. Therefore, the petitioner is allowed to make a detailed representation along with a copy of this petition to the State/respondent raising all her grievances within a period of 10 days from today and in turn, the State/respondent shall decide the representation of	

P.T.O.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

the petitioner within a period of 30 days from the date of receipt of the representation, after considering all the points raised by the petitioner, in accordance with law.

In the meantime, the effect and operation of the impugned order in respect of the petitioner shall remain stayed, till the representation of the petitioner is decided.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P. No.3018/2006 and I.A. No.7347/2006 also stand disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C. Bhadoo
Judge

Barve

P.T.O.

10/8/07